

**PHILADELPHIA INDEMNITY  
INSURANCE COMPANY,**

**Plaintiff,**

**v.**

**TRUSTEES OF ROWAN-CABARRUS  
COMMUNITY COLLEGE,**

**Defendant & Third-Party Plaintiff,**

**v.**

**THE JOHN R. MCADAMS COMPANY,  
INC.**

**Third-Party Defendant.**

**Case No. 1:22-CV-00041-LCB-JEP**

This matter is before the Court on the parties’ Joint Notice of Dismissal. It appearing that the parties, by and through respective counsel, and as evidenced by their signatures on the Joint Notice of Dismissal, desire that the Complaint filed by Plaintiff Philadelphia Indemnity Insurance Company (“Philadelphia”) and Trustees of Rowan-Cabarrus Community College’s (“RCCC”) Counterclaim and Third-Party Complaint be voluntarily dismissed pursuant to Rule 41 of the Federal Rules of Civil Procedure.

It is therefore, **ORDERED, ADJUDGED, and DECREED** that Philadelphia's Complaint and RCCC's Counterclaim and Third-Party Complaint are hereby dismissed, with prejudice.

1

---

UNITED STATES MAGISTRATE JUDGE  
JOI ELIZABETH PEAKE

APPROVED FOR ENTRY:

*/s/ Jeffrey S. Price*

---

Jeffrey S. Price, NC Bar No. 42590  
Manier & Herod, P.C.  
1201 Demonbreun Street, Suite 900  
Nashville, TN 37203  
Telephone: (615) 742-9358  
[jprice@manierherod.com](mailto:jprice@manierherod.com)

*Attorney for Plaintiff Philadelphia Indemnity  
Insurance Company*

*/s/ Mark P. Henriques (with permission)*

---

Mark P. Henriques  
Womble Bond Dickinson (US) LLP  
301 South College Street, Suite 3500  
Charlotte, North Carolina 28202  
Telephone: (704) 331-4912  
Facsimile: (704) 338-7830  
[Mark.Henriques@wbd-us.com](mailto:Mark.Henriques@wbd-us.com)

Kenneth R. Michael  
Womble Bond Dickinson (US) LLP  
One West Fourth Street  
Winston Salem, North Carolina 27101  
Telephone: (336) 721-3644  
Facsimile: (336) 733-8375  
[Ken.Michael@wbd-us.com](mailto:Ken.Michael@wbd-us.com)

*Attorneys for Defendant/Third-Party  
Plaintiff Trustees of Rowan-Cabarrus  
Community College*

*/s/ Brian D. Darer (with permission)*

---

Brian D. Darer

Russell B. Killen

Ethan A. Johnson

PARKER POE ADAMS & BERNSTEIN  
LLP

301 Fayetteville Street, Suite 1400

Raleigh, North Carolina 27601

Telephone: (919) 835-4630

Facsimile: (919) 834-4564

[russellkillen@parkerpoe.com](mailto:russellkillen@parkerpoe.com)

[briandarer@parkerpoe.com](mailto:briandarer@parkerpoe.com)

[ethanjohnson@parkerpoe.com](mailto:ethanjohnson@parkerpoe.com)

*Attorneys for Third-Party Defendant The  
John R. McAdams Company, Inc.*

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served via the Court's ECF system upon the following parties on the 28th day of December, 2023.

Mark P. Henriques  
WOMBLE BOND DICKINSON (US) LLP  
301 South College Street, Suite 3500  
Charlotte, North Carolina 28202-6037  
Telephone: (704) 331-4912  
Facsimile: (704) 338-7830  
[Mark.Henriques@wbd-us.com](mailto:Mark.Henriques@wbd-us.com)

*Attorney for Defendant RCCC*

Brian D. Darer  
Russell B. Killen  
Ethan A. Johnson  
PARKER POE ADAMS & BERNSTEIN LLP  
301 Fayetteville Street, Suite 1400  
Raleigh, North Carolina 27601  
Telephone: (919) 835-4630  
Facsimile: (919) 834-4564  
[russellkillen@parkerpoe.com](mailto:russellkillen@parkerpoe.com)  
[briandarer@parkerpoe.com](mailto:briandarer@parkerpoe.com)  
[ethanjohnson@parkerpoe.com](mailto:ethanjohnson@parkerpoe.com)

*Attorneys for Third-Party Defendant The John  
R. McAdams Company, Inc.*

Kenneth R. Michael  
WOMBLE BOND DICKINSON (US) LLP  
One West Fourth Street  
Winston Salem, NC 27101  
Telephone: (336) 721-3644  
Facsimile: (336) 733-8375  
[Ken.Michael@wbd-us.com](mailto:Ken.Michael@wbd-us.com)

*Attorney for Defendant RCCC*

/s/ Jeffrey S. Price